

10/21/03  
169861  
S U S P T O

Atty. Dkt. No. 071402-0117

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Harold F. Ross

Title: METHOD OF USING  
AN ICE CREAM  
MACHINE

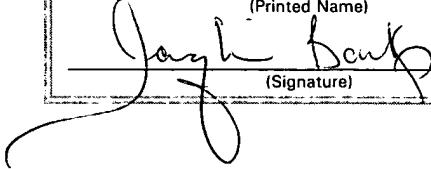
Prior Appl. No.: 10/222,754

Prior Appl. Filing Date: 08/16/2002

Examiner: Not Yet Known

Art Unit: Not Yet Known

**CERTIFICATE OF EXPRESS MAILING**  
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.

EL187304181US	10/21/03
(Express Mail Label Number)	(Date of Deposit)
Jacqui Banks	
(Printed Name)	
	
(Signature)	

17437 U.S.PTO  
10/689864  
102103

**CONTINUING PATENT APPLICATION**  
**TRANSMITTAL LETTER**

Mail Stop PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Transmitted herewith for filing under 37 C.F.R. § 1.53(b) is a:

Continuation  Division  Continuation-In-Part (CIP)

of the above-identified copending prior application in which no patenting, abandonment, or termination of proceedings has occurred. Priority to the above-identified prior application is hereby claimed under 35 U.S.C. § 120 for this continuing application. The entire disclosure of the above-identified prior application is considered as being part of the disclosure of the accompanying continuing application and is hereby incorporated by reference therein.

Applicant claims small entity status under 37 CFR 1.27.

Enclosed are:

- Specification, Claim(s), and Abstract (14 pages).
- Formal drawings (2 sheets, Figures 1-3).
- Small Entity Statement.
- Declaration and Power of Attorney.

Preliminary Amendment.

Application Data Sheet (37 CFR 1.76).

The filing fee is calculated below:

	Claims as Filed	Included in Basic Fee	Extra Claims	Rate	Fee Totals
Basic Fee				\$770.00	\$770.00
Total Claims:	20	- 20	= 0	x \$18.00	= \$0.00
Independents:	3	- 3	= 0	x \$86.00	= \$0.00
If any Multiple Dependent Claim(s) present:				+ \$290.00	= \$0.00
Surcharge under 37 CFR 1.16(e) for late filing of Executed Declaration and late payment of filing fee				+ \$130.00	= \$130.00
				SUBTOTAL:	= \$900.00
[ X ] Small Entity Fees Apply (subtract ½ of above):					= \$450.00
				TOTAL FILING FEE:	= \$450.00

The required filing fees are not enclosed but will be submitted in response to the Notice to File Missing Parts of Application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 10-21-03

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By Joseph N. Ziebert  
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